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Attorneys for Defendant, Counter-Claimant and  
Third-Party Plaintiff R&O Construction Company

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

WEST CHARLESTON LOFTS I, LLC, a  
Nevada limited liability company; WCL  
COMMERCIAL, LLC, a Nevada limited  
liability company,

Plaintiffs and Counterclaim  
Defendants,

vs.

R&O CONSTRUCTION COMPANY, a  
Utah corporation; DOES I through X; and  
ROE CORPORATIONS I through X,  
inclusive,

Defendant and Counterclaimant.

**MOTION FOR AN ORDER  
CERTIFYING JUDGMENT AS  
FINAL**

Civil No. 2:09-CV-00392-PMP-VCF

Judge Philip M. Pro  
Magistrate Judge Cam Ferenbach

R&O CONSTRUCTION COMPANY, a  
Utah corporation,

Third-Party Plaintiff,

vs.

CHARLES G. HALL, et al.

Third-Party Defendants.

Third Party Plaintiff R&O Construction Company (“R&O”), by and through counsel and pursuant to FED. R. CIV. P. 54(b), hereby moves the Court for an Order certifying as a final judgment the judgment it obtained on July 24, 2012 against Third-Party Defendants Gamocs, LLC and the Stone Crest Trust (Docket No. 188).

Certification of that order as final will allow R&O to execute on properties owned by Gamocs, LLC and the Stone Crest Trust before concluding its claims against all other parties in this litigation.

Rule 54(b) states:

When an action presents more than one claim for relief—whether as a claim, counterclaim, crossclaim, or third-party claim—or when multiple parties are involved, the court may direct entry of a final judgment as to one or more, but fewer than all, claims or parties only if the court expressly determines that there is *no just reason for delay*. Otherwise, any order or other decision, however designated, that adjudicates fewer than all the claims or the rights and liabilities of fewer than all the parties does not end the action as to any of the claims or parties and may be revised at any time before the entry of a judgment adjudicating all the claims and all the parties’ rights and liabilities.

FED. R. CIV. P. 54(b) (emphasis added).

R&O respectfully submits that there is no just reason for delay. It should be allowed to execute on the judgments it has obtained against Gamocs, LLC and the Stone Crest Trust without concluding all other claims in this litigation.

1 DATED this 29<sup>th</sup> day of October, 2013.

2 /s/ Michael D. Stanger

3 MICHAEL D. STANGER

4 CALLISTER NEBEKER & McCULLOUGH

5 KENT F. LARSEN

6 SMITH LARSEN & WIXOM

7 Attorneys for Defendant, Counterclaimant, and Third-  
8 Party Plaintiff R&O Construction Company

9 IT IS SO ORDERED.

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12 PHILIP M. PRO, U.S. District Judge  
13 November 20, 2013  
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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing **MOTION FOR AN ORDER CERTIFYING JUDGMENT AS FINAL** was served via the ECF system or via First-Class U.S. Mail on the 29<sup>th</sup> day of October, 2013, on the following:

Charles G. Hall III & Christina J. Hall  
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Susan Stone; Stone Crest Trust  
1658 Crest Dr.  
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Hayman Properties LLC  
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13 Vintage Court  
Las Vegas, Nevada 89113-1353

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c/o Cane Clark Agency, LLC  
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Dale A. Hayes Jr., Esq.  
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West Charleston Lofts I, LLC  
WCL Commercial, LLC  
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Ultra Investments, LLC  
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/s/ Michael D. Stanger